(3)

C/F-107/5

IN THE HIGH COURT OF JUDICATURE:CHHATTISGARH: BILASPUR

W.P. No. 447 /2002

PETITIONER : 1. Kailash Kumar Soni,
S/o Late Bhagwan Prasad Soni,
aged about42 years,
Occupation L.D.C. posted
at Office of Mining Corporation,
Bilaspur (Chhattisgarh).

Versus

RESPONDENTS : 1. The State of Chhattisgarh,
through Secretary, Mine and
Minerals, Govt.of Chhattisgarh,
Raipur.

2. The Chhattisgarh State Mining
Corporation, through the Managing
Director, Chhattisgarh State
Mining Corporation,
Raipur.

3. The Chief Karmik Officer,
Chhattisgarh State of Mining
Corporation Ltd., Raipur.

4. The Officer Incharge,
Chhattisgarh State Mining
Corporation Ltd. Bilaspur
~~Sub-Division~~ Sub-Officer Bilaspur.

5. The M.P.State Mining Corporation
through Managing Director, M.P.
State Mining Corporation,Bhopal.

P.R. No. 447/02
Presented by Shri S.K. Tiwari
dated 26/12/02

WRIT PETITION UNDER ~~SECTI~~ARTICLES 226/227 OF THE CONSTITUTION OF INDIA.

(28)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP 447/02 **सन्** 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

18/6/2003

Shri Yogesh Pandey, counsel for the petitioner.

State by Smt. Sofia Khan, Dy. Govt. Adv., on advance copy.

Heard.

The petitioner's grievance is that he has not been given annual increment on the ground that he has not passed the typing examination. His further grievance is that the respondents have directed to deduct the excess payment from the petitioner.

Learned counsel for the petitioner submitted that as per Annexure-P/2 dated 16/1/1992, the petitioner is exempted from passing typing examination as he has completed 40 years of age. It is also stated that no recovery has been made.

Learned counsel for the petitioner further submitted that the petitioner has submitted the representations vide annexures-P/7 & P/11 to the competent authorities, which have not yet been considered and decided.

Having considered and without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the petitioner to make a detailed representation afresh, if so desired, alongwith a copy of the petition, within 15 days from today and on such representation being filed, the respondent no.2 or the competent

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP 447/02 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश — 2 —	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

authority shall decide the same in accordance with law within three months from the date of production of representation. if any adverse order is passed the petitioner may challenge the same in accordance with law.

With the aforesaid observations, this petition stands disposcd of.

In view of the above, I.A. No.1064/2002 also stands disposed of.

c.c.

Sd/-
Fakhruddin
Judge